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6 Counsel for Defendant  
DEBRA EDISON  
7

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA, )

No. CR 07-0479 WHA

12 Plaintiff, )

**DECLARATION OF ERIC M.  
HAIRSTON IN SUPPORT OF  
DEBRA EDISON'S REPLY TO  
GOVERNMENT'S OPPOSITION  
TO MOTION TO QUASH.**

13 v. )

14 DEBRA EDISON, )

15 Defendant. )  
16 )  
17 )

18 I, Eric M. Hairston, declare as follows:

19 I. I am an Assistant Federal Public Defender for the Northern District of California. I make  
20 this declaration in support of Debra Edison's Reply to the Government's Opposition to  
21 Mrs. Edison's Motion to Quash the Grand Jury Subpoena Served on Michael Thorman. I  
22 have knowledge of the facts set forth below and, if called as a witness in this matter,  
23 could and would competently testify to them.  
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United States v. Debra Edison, No. CR 07-0479 WHA  
Hairston Decl. ISO Reply to Government's Opposition to  
Motion to Quash

1 II. Attached hereto as Exhibit A is a true and correct copy of a Federal Bureau of  
2 Investigation 302 dated June 8, 2007 and bearing the Bates designation ME006999,  
3 received from the government as discovery in this matter.

4 I declare under penalty of perjury that the foregoing is true and correct. Signed this 8<sup>th</sup>  
5 day of January, 2008 in San Francisco, California.

6  
7 Dated: January 8, 2008

8 Respectfully submitted,

9 BARRY J. PORTMAN  
10 Federal Public Defender

11 /S/

12 ERIC MATTHEW HAIRSTON  
13 Assistant Federal Public Defender  
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**EXHIBIT A**

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 06/08/2007

On June 08, 2007, Federal Bureau of Investigation (FBI) Special Agent (SA) Mandy Britton and Assistant United States Attorney (AUSA) Jeffrey Finigan spoke with Michael J. Edison's attorney Michael Thorman of Bonjour, Thorman, Baray & Billingsley, 24301 Southland Drive, Suite 312, Hayward, CA 94545, telephone number 510-785-8400.

AUSA Finigan asked Thorman if Thorman had documents to support the claim in his brief filed June 7, 2007 that the defendant allegedly borrowed money from the victim named in the indictment. Thorman said yes, and stated that he had a promissory note and a Memorandum of Understanding (MOU) between Edison and Phleger. Thorman received the promissory note and MOU from Debra Edison, Michael J. Edison's wife. Thorman stated that he currently has poor quality copies and that he was expecting to receive better ones. Once better copies were received Thorman stated he would turn copies over to AUSA Finigan.

Thorman stated that the promissory note and MOU received from Debra Edison did not come with other documents as he would expect. The documents were not included in a Phleger file.

Thorman currently has four boxes that he received. The four boxes mainly contain documents related to Don Johnson.

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Investigation on 06/08/2007 at San FranciscoFile # 290-SF-139333Date dictated NAby SA Mandy Britton *MB*

ME006999